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 DEPARTMENT OF STATE

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 OAKLAND DIVISION

UNITED STATES DEPARTMENT OF	)	CASE NO. 19-cv-04094-HSG
STATE,	)	
	)	<b>FURTHER STIPULATION AND <del>PROPOSED</del></b>
Plaintiff,	)	<b>ORDER MODIFYING CASE SCHEDULE</b>
	)	
v.	)	
	)	
BRUCE OWEN and ALEXANDRA OWEN,	)	
	)	
Defendants.	)	

Plaintiff United States Department of State (“Plaintiff”) and defendants Bruce Owen and Alexandra Owen (“Defendants”), by and through their undersigned counsel, hereby STIPULATE and respectfully REQUEST that the Court modify the schedule in this action due to General Order No. 72-3, which vacates the current trial date, as well as continued work disruptions due to the COVID-19 virus.

On March 19, 2020, the Court entered the parties’ stipulation to modify the case schedule due to work disruptions and absences in light of COVID-19. ECF No. 26. The modification involved extending five upcoming deadlines, including the deadline to exchange opening expert reports, which was extended to April 24, 2020. *Id.* Trial remained scheduled for August 24, 2020. *Id.*

On April 23, 2020, Plaintiff filed an administrative motion explaining that while Plaintiff and Defendants had agreed that the Court should extend the case schedule in light of further work disruptions due to COVID-19, they disagreed about how far. ECF No. 27. Plaintiff moved to extend all

deadlines by five weeks. *Id.* On April 24, 2020, the Court granted Plaintiff's motion, which extended the deadline to exchange opening expert reports to May 29, 2020 and the trial to September 28, 2020. ECF No. 28.

On May 21, 2020, the United States District Court, Northern District of California, issued General Order No. 72-3, which vacated all civil jury trial dates through September 30, 2020. General Order No. 72-3 affects the instant action because the parties' jury trial is set to begin on September 28, 2020. The parties also continue to be affected by work disruptions caused by the COVID-19 virus, which has affected Plaintiff's expert's ability to conduct a site visit to assess the fair market rental value of the property at issue in this case by the current deadline of May 29, 2020. Nothing in this stipulation waives Defendants' rights to object to any discovery, including a site visit, for any valid reason.

For these reasons, Plaintiff and Defendants stipulate and respectfully request that the Court modify the case schedule in this action as follows:

Event	Deadline
Exchange Opening Expert Reports	<del>May 29, 2020</del> <b><u>July 10, 2020</u></b>
Exchange Rebuttal Expert Reports	<del>June 12, 2020</del> <b><u>July 24, 2020</u></b>
Deadline to Complete ADR	<del>July 9, 2020</del> <b><u>August 20, 2020</u></b>
Close of Expert and Fact Discovery	<del>July 9, 2020</del> <b><u>August 20, 2020</u></b>
Dispositive Motion Hearing Deadline	<del>August 20, 2020</del> <b><u>Oct. 1, 2020</u></b> , at 2:00 p.m.
Pretrial Conference	<del>Sept. 15, 2020</del> <b><u>Oct. 27, 2020</u></b> , at 3:00 p.m.
Jury Trial (5 Days)	<del>Sept. 28, 2020</del> <b><u>Nov. 9, 2020</u></b> , at 8:30 a.m.

SO STIPULATED.

Respectfully submitted,

DAVID L. ANDERSON  
United States Attorney

Dated: May 28, 2020

By: /s/ Savith Iyengar  
SAVITH IYENGAR  
Assistant United States Attorney  
Attorneys for Plaintiff

By: \*\*/s/ Daniel Berko  
DANIEL BERKO  
Attorney for Defendants

\*\* Pursuant to Civ. L.R. 5-1(i)(3), the filer of the document has obtained approval from this signatory.


**~~PROPOSED~~ ORDER**

IT IS HEREBY ORDERED that the parties' schedule in this action is modified as follows:

Event	Deadline
Exchange Opening Expert Reports	July 10, 2020
Exchange Rebuttal Expert Reports	July 24, 2020
Deadline to Complete ADR	August 20, 2020
Close of Expert and Fact Discovery	August 20, 2020
Dispositive Motion Hearing Deadline	Oct. 1, 2020, at 2:00 p.m.
Pretrial Conference	Oct. 27, 2020, at 3:00 p.m.
Jury Trial (5 Days)	Nov. 9, 2020, at 8:30 a.m.

SO ORDERED.

Dated: 5/29/2020

  
HON. HAYWOOD S. GILLIAM JR.  
United States District Judge